

**Applicant:** Elendt et al.  
**Application No.:** 10/790,511

### REMARKS

Claims 2-14 are currently pending in this application, as amended. By this amendment, claim 1 has been canceled and claims 2, 3, 5 and 12 have been amended. No new matter has been introduced into the application by these amendments.

In the Action, a restriction requirement was made between the Group I claims, which were drawn to an electromagnetic actuator, and the Group II claims, drawn to an electromagnetic camshaft actuator. Although the inventions are acknowledged as being related as a combination and sub-combination, as claim 14 specifies the identical regulating device as in claim 1, the restriction requirement is not believed to be warranted.

To the extent that applicants are specifically involved with regulating devices for camshafts of an internal combustion engine, the invention of Group II has been elected for prosecution on the merits. To that end, claim 1 has been canceled and claims 2-13, which define further features of the regulating device, have been amended to depend directly or indirectly from claim 14.

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In view of the foregoing, applicant submits that claims 2-15 should now be examined on the merits. Accordingly, prompt consideration of the pending claims is respectfully requested.

Respectfully submitted,

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